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Approved For Release 2004/05/21 : CIA-RDP81M00980R003100010002-5

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

Office of Legislative Counsel

OLC 78-2980/a

PKs filed  
HPSCI

Mr. Thomas K. Latimer, Staff Director  
Permanent Select Committee on Intelligence  
House of Representatives  
Washington, D.C. 20515

Dear Tom:

I am forwarding a letter to Chairman Boland in response to the request made by Arthur A. Frankl, of Springfield, Massachusetts, for assistance for one of Mr. Frankl's clients, whose ex-husband is believed to have been an employee of the CIA. The classified letter to Chairman Boland spells out the particulars of the CIA's relationship with the ex-husband, [REDACTED] As you will note, there is no remedy presently available to CIA.

25X1

I am also forwarding a proposed draft reply to the constituent and hope that it will be useful to Chairman Boland.

Sincerely,

LSJ

[REDACTED]

Acting Legislative Counsel

25X1

Enclosures

As stated

Distribution

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OLC:MMP:sf (29 August 1978)

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[REDACTED]

SECRET

OLD RECORD COPY

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

OLC 78-2980/b

Office of Legislative Counsel

PKs

Honorable Edward P. Boland, Chairman  
Permanent Select Committee on Intelligence  
House of Representatives  
Washington, D.C. 20515

Dear Mr. Chairman:

25X1 This letter is in response to your note of 9 August 1978  
submitting a letter received from Arthur Frankl for consideration  
by the Agency. In that letter, Mr. Frankl asked that you inquire  
into whether [ ] was terminated as an employee  
of this Agency, what the particulars of his pension are, and what  
his current employment situation is.

The following information is provided to you in your capacity  
as Chairman of the House Permanent Select Committee on  
Intelligence.

25X1 Our records indicate that a [ ]  
25X1 [ ] was employed as a covert contract employee of this Agency  
prior to termination of his contract in March 1978. His record of  
employment with the Agency remains classified. [ ] is not  
25X1 a participant in the CIA Retirement and Disability System and does  
not receive any pension benefits under the CIA retirement system.  
25X1 However, [ ] has contributed towards Civil Service Retirement  
and will become eligible for an annuity under that system when he  
reaches age 62--17 years hence.

25X1 Since [ ] association with the Agency is still classified,  
and since disclosure of this relationship may harm on-going intelligence  
operations, this Agency cannot authorize the release of the above  
25X1 information to Mr. Frankl. Also, the details of [ ] employ-  
ment record and pension entitlements appear to fall within the purview  
of the Privacy Act of 1974, P.L. 93-579, 5 U.S.C. § 552a, and as  
25X1 such cannot be released to Mr. Frankl or [ ] without  
25X1 [ ] consent. However, it may still be possible to draft a  
responsive reply.

25X1 In light of the fact that [ ] is no longer employed by CIA  
and does not receive pension benefits from the Agency, it would not  
be out of order to reply that [ ] is not employed by  
25X1 CIA and does not receive pension benefits from the Agency. I have  
enclosed a proposed reply to Mr. Frankl for your consideration.

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25X1 By way of background, Mr. Frankl's request is not unusual.  
The Agency periodically receives requests from the wives and  
ex-wives of covert employees for assistance in obtaining funds  
for support or alimony. Our policy has been to try to settle these  
matters between our employee and his spouse without imposing  
"cover" as an impediment or shield for the employee to hide  
behind. Unfortunately, [redacted] request comes too late  
for this Agency to be of any assistance. [redacted] no longer  
25X1 receives any funds from CIA that could be garnished for [redacted]  
25X1 support and [redacted] is no longer subject to any control by CIA.

If I can be of any further assistance to your office, please feel  
free to contact me.

Per your request, we are returning your correspondence with  
this reply.

Sincerely,

[redacted]

Acting Legislative Counsel

Enclosures  
As stated

Distribution

25X1 Orig - adse [redacted]  
25X1 1 - [redacted]  
25X1 1 - [redacted]  
1 - CCS [redacted]  
1 - OGC [redacted]  
1 - OLC Subject  
1 - OLC Chrono

OLC:MMP:sf (29 August 1978)

SECRET

OLC 78.2980/c

PROPOSED REPLY

Arthur A. Frankl, Esquire  
52 Mulberry Street  
Springfield, Mass. 61105

Re: [REDACTED]

Dear Mr. Frankl:

In response to your requests on behalf of [REDACTED]  
[REDACTED] I have asked that the Central Intelligence Agency  
check its indices for a record of employment or retirement  
for [REDACTED] I have been informed by the CIA  
that [REDACTED] is not employed by CIA, nor is there a record  
of [REDACTED] receiving retirement benefits under the  
CIA Retirement and Disability System. The Agency has informed  
me that if [REDACTED] were an employee or annuitant of CIA, it  
would attempt to promote a resolution of this matter notwith-  
standing any cover or security considerations concerning its  
employee. Consequently, I have been assured that the above  
information accurately reflects [REDACTED] status with CIA.

I am sorry that the outcome of this inquiry was not  
favorable to [REDACTED] needs. If I or my staff can be of  
any further assistance, please feel free to contact us.

Sincerely,

HOUSE OF REPRESENTATIVES, U.S.  
WASHINGTON, D. C.

August 9....., 19.78....

Congressional Inquiry Division  
CENTRAL INTELLIGENCE AGENCY  
Washington, D. C. 20505

The attached communication is submitted for your consideration, and to ask that the request made therein be complied with, if possible.

If you will advise me of your action in this matter and have the letter returned to me with your reply, I will appreciate it.

Very truly yours,

  
EDWARD P. BOLAND M.C.

..... District.

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